

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

GAREY E. SEGER and TWILA  
SEGER, Husband and Wife,  
  
Plaintiffs,  
  
v.  
  
ERNEST-SPENCER METALS, INC.,  
TANK CONNECTION, LLC,  
ROUNDTABLE ENGINEERING  
SOLUTIONS, LLC, KIRK WELDING  
SUPPLY, INC., and BURNS &  
MCDONNELL ENGINEERING  
COMPANY, INC.,  
  
Defendants,  
  
and  
  
LIBERTY MUTUAL INSURANCE,  
  
Intervenor.

8:08CV75

ORDER OF DISMISSAL  
OF DEFENDANT ERNEST-SPENCER  
METALS, INC.

Pursuant to a settlement agreement,

IT IS ORDERED that the plaintiffs' claims against defendant Ernest-Spencer Metals, Inc. are hereby dismissed, with prejudice.

DATED this 6<sup>th</sup> day of October, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief District Judge